

IN THE UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION

COLLEEN MOULTRY,)	
)	
Plaintiff,)	
)	
v.)	CASE NO. CV421-075
)	
KILOLO KIJAKAZI, Acting)	
Commissioner of Social)	
Security,)	
)	
Defendant.)	
_____)	

O R D E R

Before the Court is the Magistrate Judge's April 28, 2023, Report and Recommendation (Doc. 24), to which no party has filed objections. After a careful review of the record,¹ the report and recommendation (Doc. 24) is **ADOPTED** as the Court's opinion in this case. Plaintiff Colleen Moultry's Motion for Attorney's Fees under the Equal Access to Justice Act ("EAJA") is **GRANTED IN PART** and **DENIED IN PART**. (Doc. 22.) Plaintiff is awarded \$3,529.50 in attorney's fees and \$21.15 in expenses under the EAJA.

¹ The Court reviews de novo a magistrate judge's findings to which a party objects, and the Court reviews for clear error the portions of a report and recommendation to which a party does not object. 28 U.S.C. § 636(b)(1); see Merchant v. Nationwide Recovery Serv., Inc., 440 F. Supp. 3d 1369, 1371 (N.D. Ga. 2020) (citing Macort v. Prem, Inc., 208 F. App'x 781, 784 (11th Cir. 2006) (per curiam)) (outlining the standard of review for report and recommendations).

Upon the entry of this order, the Commissioner will determine whether Plaintiff owes a debt to the Government that qualifies under the Treasury Offset Program, 31 U.S.C. §§ 3711, 3716. If Plaintiff owes such a debt, the fee award will be applied towards that debt with any remaining funds remitted to Plaintiff. The Government may, in its discretion, accept Plaintiff's assignment of EAJA fees and pay the fees and expenses directly to Plaintiff's counsel.

SO ORDERED this 24th day of May 2023.



WILLIAM T. MOORE, JR.
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA